

IT APPEARING that the Plaintiff, Builders Mutual Insurance Company, filed this action in this District Court on or about May 26, 2006; arising out of an underlying construction defects/faulty workmanship action filed in South Carolina State Court; and it

FURTHER APPEARING that the parties have now been able to resolve and settle this litigation fully and completely in all respects, including resolving the underlying State Court action; now, therefore

UPON MOTION of Stephen P. Groves, Sr., Esquire of *Nexsen Pruet, LLC*, one of the attorneys for the Plaintiff, Builders Mutual Insurance Company, and with the consent of Robert B. “Sam” Phillips, Esquire of *FINKEL LAW FIRM, LLC*, one of the attorneys for the Defendants, Dale Sumner; S&S Builders, LLC; Dale Sumner d/b/a S&S Builders, LLC; and

Kenneth C. Anthony, Jr., Esquire of *THE ANTHONY LAW FIRM, P.A.*, one of the attorneys for the Defendants, Harold Lawson and Myra Lawson; it is

ORDERED that this matter, including all direct claims, counterclaims, and/or crossclaims, be and hereby is dismissed with prejudice; and it is

SO ORDERED.

s/Henry F. Floyd
Henry F. Floyd
United States District Judge

Spartanburg, South Carolina

October 12, 2007

WE MOVE:

NEXSEN PRUET, LLC

By: **s/Stephen P. Groves, Sr., Esquire**

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October 12, 2007

WE CONSENT:

FINKEL LAW FIRM, LLC

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*Attorneys for the Defendants,
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Dale Sumner d/b/a S&S Builders, LLC*

Columbia, South Carolina

October 12, 2007

(Electronic signature set forth herein by permission)

WE CONSENT:

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*Attorneys for the Defendants,
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October 12, 2007

(Electronic signature set forth herein by permission)

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